

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

FRESH POND PHYSICAL THERAPY PC

Plaintiff,

v.

DIVISION 1181 A.T.U – NEW YORK  
WELFARE FUND.,

Defendant.

Civil Action No.: 2:19-cv-04193-JS-AKT

ORDER

**STIPULATION OF DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A), Plaintiff Fresh Pond Physical Therapy PC and Defendant Division 1181 A.T.U – New York Welfare Fund hereby stipulate to the dismissal of this action with prejudice. Each party shall bear its own costs and attorneys' fees.

Dated: February 3, 2020

Respectfully submitted,

/s/ William J. McDonald

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*Counsel for Plaintiff*

/s/ Jeffrey S. Swyers

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*Counsel for Defendant*

**SO ORDERED:**

/s/ JOANNA SEYBERT

Joanna Seybert, USDJ

Dated: Feb. 7, 2020

Central Islip, NY

The Clerk of Court is directed  
to mark this case CLOSED.

~~CERTIFICATE OF SERVICE~~